IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 55 OF 2007

IN

FIRST APPEAL ST. NO. 22724 OF 2006

IN

L.C. SUIT NO. 1695 OF 2003

MUNICIPAL CORPORATION OF
GR. BOMBAY ..APPLICANT

V/S

SURESH V. SHAH & ANR. ..RESPONDENTS

J.J. XAVIER I/B S.H. UJJAINWALA FOR THE APPLICANT.

D.R. SINGH FOR RESP. NO.1.

CORAM : S.K. SHAH, J.

DATE : 12TH APRIL, 2007.

P.C.

1. Heard learned counsel on both sides. This is an application for condonation of delay. The application is opposed by the Respondent. However, the reasons given in the application are convincing and justifiable and hence the application for condonation of delay is allowed subject to payment of cost of Rs. 500/-. The Appeal be registered and

proceeded according to law. The Appeal be placed for admission after vacation.

2. Learned counsel representing the Respondent No. 1 makes a statement on taking instructions from the Respondent No.1 that the Respondent No. 1 will not create any third party interest in respect of the suit premises till the decision of the Appeal.

(S.K. SHAH, J.)